

§ 59.1

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Subpart A—Project Grants for Family Planning Services

AUTHORITY: 42 U.S.C. 300a–4.

SOURCE: 45 FR 37436, June 3, 1980, unless otherwise noted.

EDITORIAL NOTE: At 58 FR 7462–7463, Feb. 5, 1993, the Secretary of Health and Human Services (HHS) suspended the effectiveness of the provisions of Subpart A issued at 53 FR 2922, Feb. 2, 1988. The actions taken on Feb. 2, 1988, were:

1. The authority citation for subpart A of 42 CFR part 59 is revised.

2. In 42 CFR 59.2, the following definitions are added:

Family planning

Grantee

Prenatal care

Program and project

Title X

Title X program and Title X project

3. In 42 CFR 59.5(a), paragraph (a)(5) is removed and paragraphs (a)(6) through (a)(11) are redesignated as paragraphs (a)(5) through (a)(10), respectively.

4. 42 CFR 59.5(b)(3)(i) is revised.

5. In 42 CFR part 59, § 59.7 through § 59.13 are redesignated as § 59.11 through § 59.17 respectively, and new § 59.7 through § 59.10 are added.

6. In addition to the amendments set forth above, in 42 CFR part 59 remove the words “project” or “projects” or “project’s” and add in their place, the words “Title X project” or “Title X projects” or “Title X project’s” respectively, in the following places:

(a) Section 59.2 definition of “low income family”;

(b) Section 59.5(a)(1);

(c) Section 59.5(b) introductory text;

(d) Section 59.5(b)(3)(iii);

(e) Section 59.5(b)(4);

(f) Section 59.5(b)(7);

(g) Section 59.5(b)(10);

(h) Section 59.6(a);

(i) Newly redesignated § 59.11(a);

(k) Newly redesignated § 59.11(a)(7);

(l) Newly redesignated § 59.11(b);

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(m) Newly redesignated § 59.11(c);

(n) Newly redesignated § 59.12(a), the first time it appears;

(o) Newly redesignated § 59.15;

(p) Newly redesignated § 59.16(a).

§ 59.1 To what programs do these regulations apply?

The regulations of this subpart are applicable to the award of grants under section 1001 of the Public Health Service Act (42 U.S.C. 300) to assist in the establishment and operation of voluntary family planning projects. These projects shall consist of the educational, comprehensive medical, and social services necessary to aid individuals to determine freely the number and spacing of their children.

§ 59.2 Definitions.

As used in this subpart:

Act means the Public Health Service Act, as amended.

Family means a social unit composed of one person, or two or more persons living together, as a household.

Family planning means the process of establishing objectives for the number and spacing of one’s children and selecting the means by which those objectives may be achieved. These means include a broad range of acceptable and effective methods and services to limit or enhance fertility, including contraceptive methods (including natural family planning and abstinence) and the management of infertility (including adoption). Family planning services includes preconceptional counseling, education, and general reproductive health care (including diagnosis and treatment of infections which threaten reproductive capability). Family planning does not include pregnancy care (including obstetric or prenatal care). As required by section 1008 of the Act, abortion may not be included as a method of family planning in the title X project. Family planning, as supported under this subpart, should reduce the incidence of abortion.

Grantee means the organization to which a grant is awarded under section 1001 of the Act.

Low income family means a family whose total annual income does not exceed 100 percent of the most recent Community Services Administration